IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

Civil Application No. 2800/2007
Maharashtra State Road Transport Corporation, Nagpur
...vs...
Hilal Eknath Mali and another

Office Notes, Office Memoranda of Coram appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

CORAM : A. P. LAVANDE & R. V. MORE, JJ.
DATE :- 26th OCTOBER, 2007

Heard Mr. Wankhede, learned counsel for the applicant and Mr. Varma, learned counsel for respondent No. 1.

The present civil application is filed for condonation of inordinate delay of four years and two months in filing the Letters Patent Appeal.

The order impugned in the Letters Patent Appeal came to be passed on 01.11.2002 and the Letters Patent Appeal came to be filed on 29.12.2006. Explanation given in the civil application that the earlier lawyer of the appellant came to be elevated and, thereafter, papers were given to Mr. Mehadia, Advocate, the other lawyer of the appellant. He also

did not file the appeal and, thereafter, the papers were given to the present lawyer and the present appeal came to be filed. Perusal of the statements in para No. 2 shows that the earlier lawyer of the appellant, by communication dated 16.12.2003 returned papers to the appellant. However, from 16.12.2003 till 29.12.2006, absolutely there is no explanation whatsoever as to why the delay is caused.

In the absence of any sufficient cause, we are not inclined to condone the delay. The Civil Application is, therefore, dismissed.

JUDGE **JUDGE**

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